

**Remarks/Arguments:**

Claims 1-9, 11-15, 17, and 19-40 are pending.

Claims 23-29, 35, and 38-40 are under review, while claims 1-9, 11-15, 17, 19-22, 30-34, 36, and 37 have been withdrawn from consideration.

Claims 23-29, 35, and 38-40 stand rejected. Based on the above amendments and the following remarks, applicants respectfully request reconsideration.

By this Amendment, claims 38, 39, and 40 are amended and new claim 41 is added. No new matter is presented by the claim amendments and new claim. Support for the claim amendments and new claim can be found throughout the specification. For example, see the original specification at page 36 and figures 15A and 15B.

**Rejection of Claims 39 and 40 under 35 U.S.C. §112, second paragraph**

In the Office Action at Section 2, claims 39 and 40 are rejected under 35 U.S.C. §112, second paragraph, for indefiniteness.

Applicant has amended claims 39 and 40 as suggested by the Examiner to overcome this objection.

Reconsideration is respectfully requested.

**Rejection of Claims 23-29, 35 and 38-40 under 35 U.S.C. §102(e)**

In the Office Action at Section 4, claims 23-29, 35, and 38-40 are rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,408,232 to Cannon et al. ("Cannon"). This ground for rejection is respectfully traversed.

**Claim 23**

Claim 23 is directed to a method of servicing a vehicle, and recites:

displaying, within said vehicle, said determined at least one of vehicle service recommendations or vehicle replacement part recommendations to a user;

...selecting, by said user, from within said vehicle one or more of said displayed at least one of vehicle service recommendations or vehicle replacement part recommendations.

Thus, the selection in claim 23 is from the displayed recommendations and is from within the vehicle. For example, the vehicle service recommendations or vehicle replacement part recommendations are displayed and, then, the user selects one or more of these recommendations.

### **Cannon Reference**

Cannon is directed to wireless piconet access to vehicle operational statistics. In Cannon, the selection of vehicle data to be tracked is done at the "owner's **home** computer (or laptop) and [is] consequentially transmitted to the vehicle computer using a wireless piconet protocol." (Cannon at column 6, lines 33-43; emphasis added.)

In the Office Action at page 8, the Examiner contends that "Cannon recommends using [a] PDA, [or] cell phone in the vehicle to receive and transmit selections of [sic] parts or vehicle service recommendations," (brackets added).

Applicant respectfully disagree with the Examiner's contention.

Cannon explicitly discloses that "the piconet may include non-vehicle related processors" and provides, "the user's **home computer**" as an example of such processors (Cannon at column 6, lines 12-13; emphasis added). Cannon further discloses that cell phones, PDAs, computers or cordless phones may communicate wirelessly with a centralized vehicle computer database. Nothing in Cannon discloses or suggest that any of these devices (PDAs or cell phones) allow selection of desired recommendations. Moreover, Cannon is silent regarding the use of these devices in the vehicle and only teaches selection from the **home computer** (i.e., a non-vehicle related processor). Thus, Cannon does not disclose or suggest selection from within the vehicle.

Further, Cannon discloses that selection of desired vehicle data to be tracked is transmitted to the vehicle computer. (See Cannon at column 6, lines 38-40.) Then, the information (data) may be monitored and tracked (e.g., displayed). (See Cannon at column 6, lines 59-63.) Thus, in Cannon the selection of the data allows for subsequent display. This is

contrary to the recitation in claim 23 in which the recommendations are displayed for subsequent selection of one or more such recommendations.

Accordingly, it is submitted that claim 23 patentably distinguishes over Cannon for the above-mentioned reasons and is allowable.

#### **Claim 26**

Independent claim 26, which includes similar features to the above-mentioned features in claim 23, should also be allowable for at least similar reasons to those of claim 23.

#### **Dependent Claims 24-25, 27-29, 35 and 38-40**

Dependent claims 24-25, 27-29, 35, and 38-40 each include all of the limitations of the respective independent claims from which they ultimately depend. Thus, applicant submits that these claims are also allowable for at least the reasons set forth above.

#### **New Claim 41**

New claim 41 includes patentable features beyond those of claim 23 from which it depends. For example, claim 41 includes a service scheduling step and a vehicle part ordering step, neither of which are present in Cannon.

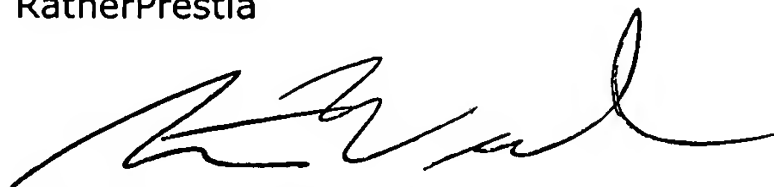
Consideration and approval of claim 41 is respectfully requested.

**Conclusion**

In view of the amendments, new claim, and remarks set forth above, applicant respectfully submits that claims 23-29, 35, and 38-41 are in condition for allowance, and an early notification to that effect is earnestly solicited.

Respectfully submitted,

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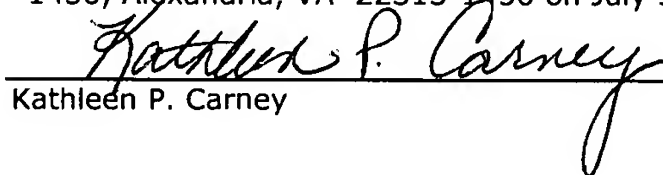
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